8L NU 70

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1936-37 **File No:** 739/36

B CLASS Public Works **DEPARTMENT**

& **BRANCH**

Subject:— Pay.

Sectt. Lower Division Clerks.

Fixing of starting - on promotion to posts in the Upper Division.

B K 1937

&

File No. 739/36

Std. Sectt. Slip 24-A

G.R., G.D., No. 2408, dated 22-6-22.]

Correspondence

DOCKET SHEET

Subject :—

File No. 739/36

P. WC. DEPT.

8. BRANCH.

References :—

Date	To whom sent.	Notes and instructions.

It has been decided to appoint Mr.S.A.Joshi, B.Sc., Pt. clerk in the lower Dn., as offg. Reservist (Upper Dn.) in the vacancy caused on account of Mr. J.P. Rego, Asstt. Secy. to Govt., having proceeded on six months' leave preparatory to retirement from the 1st August 1936.

2. Mr. Joshi's substantive pay in the Lower Dn. is Rs. 118 p.m. The revised pay of a Reservist in the Upper Dn. is Rs. 90 p.m. only. The question for the decision now is how his pay, while he officiates as a Reservist in the Upper Dn., should be fixed. As his offg. promotion is not made at his request he cannot be given less pay than what he is drawing in his substantive apptt. in the Lower Dn. viz., Rs. 118 p.m. vide B.C.S.R. 22. In addn. to the pay of Rs. 90 p.m. of a Reservist he will have to be given, as contemplated in B.C.S.R.9(44) (a)*, a personal pay of Rs. 28 p.m. to make up the difference between his pay as a clerk in the Lower Dn. and as a Reservist in the Upper Dn. His pay as Offg. Reservist may, in the circumstances, be fixed at Rs. 90 + Rs.28 p.p. with effect from the 1st Aug. 1936 in u.o. consultation with the F.D.

* It is clear from the terms of this rule that the present case is not covered by it.

Id.J.S(antosh).

3. The pay of a Reservist in the Upper Dn. is a fixed one. The increments which Mr. Joshi will earn in future in the time scale of Lower Dn. while offg. as a Reservist in the Upper Dn. will have to be added to his personal pay. If & when Mr. Joshi will be appointed to officiate

as Jnr. Asstt. he will be entitled to draw pay at such stage of the revised scale of pay fixed for Jnr. Asstts. which is next above his substantive pay in the Lower Dn. The F.D. will kindly say whether these views are correct.

Id. L.G.J.
11/8/36.

Id/- P.F.D.
11/8/36.

For D.S., R.&.B.

U.O. to F.D. dated 12th Aug. 1936.

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Finance Deptt.

In order to dispose of this case it is necessary to refer to the proceedings recorded on a similar case of Mr. Karkhanis in the Home Deptt. That Deptt. may therefore be requested to forward the said proceedings. . . . .

Id. K.S.M.
13-8-36.

Id/- G.B.P.
13/8/36.

Asstt. Secy.

U.O. to H.D. dated 13-8-1936.

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Home Deptt.

The proceedings refd. to are herewith put up. They may be forwarded to the F.D. with a request that they may be returned when done with.

Id/-
14/8/36.
Asstt. Secy.

U.O.R. to F.D. dated 14-8-36 (with H.D. p.378(f) O.A.).

Finance Department.

Para. 2 of the P.W.D. note.-

F.D. may agree to the proposal at "A".

2. Para. 3 of the P.W.D. note.-

It is true that whenever Mr. Joshi earns increments in his own substantive scale, the personal pay of Rs. 28 will have to be increased pari passu. As the rules in the B.C.S.Rs. do not help, we may agree to this being done. When he officiates as Jnr. Asstt., he will be entitled to draw pay on the basis of his substantive pay in the Lower Dn. at the time provided he is not confirmed as a Reservist. The P.W.D may be informed accordingly.

Id/-
19-8-36.

A

Under B.C.S.R.22(a), Mr. Joshi in whose case condition (2) in that rule is not fulfilled, cannot be appointed as a reservist whether on a substantive or on an offg. footing. Neither do I think that it was really the intention that lower division clerks should be appointed to posts of reservists which apparently form the training ground for outsiders. Lower Division clerks who are considered fit for the Upper division should be promoted straightway to a regular post in the latter division.

B

Will office please re-examine?

Id/. J.S(antosh)
19/8.

Dy. Secy.

Finance Deptt.

The view taken by the Dy. Secy. at "A" of his note is correct. The intention of Govt. orders creating posts of reservists was as stated by him at "B" of his note. If the suggestion made by the Dy. Secy. at the end of his note is to be pursued, we may do it in consultation with the Secretariat Deptts. In the meantime the P.W.D. may be informed that the apptt. of Mr. Joshi as officiating Reservist would contravene the provisions of B.C.S.R. 22 unless he himself comes forward to accept the post with his written request.

In which case he will have no title to any personal pay.

Id/-J.S.
20/8.

2. The orders issued in G.R., F.D.,No. 3587, dated 14-8-31 may be cancelled as they are contrary to the provisions of B.C.S.R.22.

Id. K.S.M.
20/8/36.

As proposed, I find that the view taken by me was urged by Mr. ~~M.C.~~ McKeranan (Acctt. General) in para. 4 of his note dated 21-2-31 p.9 102 of file No. 3587.

Please also see the parallel case of the G. of I. Sectt. staff as explained in the note below ~~of~~ "Class II" at the bottom of p.17 of the G. of I. Revised Rates of pay Rules.

Id. J.S(antosh)
20/8.

Dy. Secy.

Id. C.B.B.C(lee)
22/8.

Secy.

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Resubmitted.

The P.W.D. may be requested to

transfer these papers to this Deptt. for taking further action on the lines of the O.M. dated 20th Aug. 1936.

Id. G.B.P.
26/8.

Asst. Secy.

U.O. to P.W.D. dated 26-8-36.

(Below papers begining with P.W.D. O.M. dated 11-8-36 and ending with F.D. O.M. dated 26-8-36) re: the promotion of Mr. S.A. Joshi as acting Reservist on Rs. 90/- p-m-

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No. S.58-E.
P.W.D., B.C. 12th Septr. 1936.

Transferred to the F.D. accordingly.

Id/-
11/9/36.

Pay:

Secretariat Lower Division Clerks:

Starting pay on promotion to the post of Reservist in the Upper Division.

GOVERNMENT OF BOMBAY.

Finance Department.

Resolution No. 3587.

Bombay Castle, 28th September 1936.

RESOLUTION OF GOVERNMENT.

The Governor in Council is pleased to direct that the orders issued in Government Resolution, Finance Department, No. 3587, dated 14th August 1931, should be cancelled.

By order of the Governor in Council,

Sd. J. SANTOS,
Deputy Secretary to Government.

To

The Accountant General,
All Departments of the Secretariat.

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Finance Department.

No.3587-E. Bombay Castle, 16th August 1937.

Subject:- Promotion of lower division men to every fourth vacancy in the upper division of the various Departments.

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Memorandum.

The undersigned presents compliments to the Secretary to Government, Public Works Department, and with reference to paragraph 4 of Government Resolution, No. 287, dated 23rd April 1921, on the subject noted above, is directed to state that clerks in the lower division who are considered fit for promotion to the Upper division should be promoted straightaway to a regular post in the latter division and that their pay should be regulated according to the ordinary rules in the Bombay Civil Service Rules. They should not be appointed to the posts of reservists, but may, if necessary, be kept on probation for a suitable period when appointed to the Upper Division.

2. Inview of the orders in paragraph 1 above, the second sentence of Government Memorandum No. 6554-B dated 28th November 1930 should be deleted.

By order of the Governor of Bombay,

Sd/- J. Santos,

Deputy Secretary to Government of Bombay,
Finance Department.

Copy to the Accountant General.

SLK/23-6-56.
4.